

**STATE OF ILLINOIS**  
**EDUCATIONAL LABOR RELATIONS BOARD**

Minutes of the Meeting held on July 19, 2012  
At 100 W. Randolph Street, Chicago, Illinois and One Natural Resources Way,  
Springfield, Illinois

**I. OPENING OF THE MEETING AT 10:00 A.M.**

**II. PRESENT**

Chairman Lynne Sered; Board Members Gilbert O'Brien and Michael Prueter; Executive Director Victor Blackwell; General Counsel Helen Higgins; Special Counsel John Brosnan; staff members Ellen Strizak and Susan Willenborg; externs Javier Castro and Jack Longquist; and observers Ava Harston and Joanne Lim were present in Chicago. Board Member Ronald Ettinger and staff member Cindy Handy participated via videoconferencing from the Board's Springfield office. Pursuant to Section 7(a) of the Open Meetings Act, 5 ILCS 120/7(a), Board Member Michael Smith, with prior approval, participated via telephone conference call due to illness. Observer Wendy Smith also participated via telephone conference call.

**III. APPROVAL OF MINUTES OF MEETING HELD MAY JUNE 21, 2012**

Chairman Sered called for approval of the minutes of the June 21, 2012 meeting. Member Prueter moved to approve the minutes of the June 21, 2012 meeting. Member O'Brien seconded the motion. The Board passed the motion unanimously, by a voice vote.

**IV. BOARD ACTIONS**

**1. Illinois State University/AFSCME Council 31  
Case No. 2012-RS-0004-S**

Chairman Sered called the case. Associate General Counsel Ellen Strizak presented a draft Opinion and Order affirming the Administrative Law Judge's Recommended Decision and Order determining that the employees at issue were supervisors and dismissing the petition. After discussion, Chairman Sered called for a motion to approve the draft Opinion and Order. Member Prueter so moved, and Member O'Brien seconded the motion. The Board passed the motion unanimously, by a voice vote.

**2, Western Illinois University/International Union of Operating Engineers, Local 399  
Case No. 2011-CA-0106-C**

Chairman Sered called the case. This was a case that had been removed by the Administrative Law Judge to the Board for a decision. Special Counsel John Brosnan presented a draft Opinion and Order dismissing the charge, together with a partial dissent by Member Prueter. After discussion, Chairman Sered called for a motion to approve the draft Opinion and Order. Member O'Brien so moved, and Member Ettinger seconded the motion. The Board approved the motion 4-1, with Member Prueter dissenting.

3. **Chicago Board of Education/SEIU, Local 73**  
**Case No. 2011-CA-0088-C**

Chairman Sered called the case. This was a case that had been removed by the Administrative Law Judge to the Board for a decision. Associate General Counsel Ellen Strizak presented a draft Opinion and Order prepared with the assistance of extern Javier Castro finding that the employer had violated the Act. After discussion, Chairman Sered called for a motion to approve the draft. Member Prueter so moved, and Member O'Brien seconded the motion. The Board approved the motion unanimously, by a voice vote.

4. **Rock Island School District 41/AFSCME Council 31**  
**Case No. 2012-UC-0012-S**

**Lockport Township High School District 205/District 205 Council AFT Local 604**  
**Case No. 2012-UC-0016-C**

**Harmony School District 175/Harmony-Enge-Ellis Federation of Teachers, Local 4131, IFT-AFT**  
**Case No. 2012-CA-0009-S**

**Peoria School District 150/Rutherford**  
**Case No. 2012-CA-0022-S**  
**International Brotherhood of Firemen and Oilers, Local 8/Rutherford**  
**Case No. 2012-CB-0001-S**

**Peoria School District 150/Young**  
**Case No. 2012-CA-0023-S**  
**International Brotherhood of Firemen and Oilers/Young**  
**Case No. 2012-CB-0002-S**

Chairman Sered called the cases. These were unappealed Executive Director's Recommended Decisions and Orders. General Counsel Helen Higgins presented the cases. After discussion, Chairman Sered called for a motion for the Board not to take the cases up on its own motion and to issue final orders. Member Ettinger so moved, and Member Prueter seconded the motion. The Board voted unanimously, by a voice vote, not to take the cases up on its own motion and to issue final orders.

**V. BUDGET AND FISCAL**

Fiscal Officer Cindy Handy and Chairman Lynne Sered presented an update on budget and fiscal matters, which included a discussion of FY 2012 expenditures, the proposed FY 2013 budget and additional space at the Board's Springfield office.

**VI. CASE STATUS REPORT**

Executive Director Victor Blackwell presented a case status report, which included FY 2012 annual statistics, as well as statistics for the most recent month.

**VII. STRIKE REPORT**

Executive Director Victor Blackwell presented a strike report update.

**VIII. LITIGATION UPDATE**

General Counsel Helen Higgins presented a litigation update.

**IX. CLOSED SESSION**

Chairman Lynne Sered called for a motion for the Board to go into closed session to discuss personnel matters pursuant to the Open Meetings Act, 5 ILCS 120/2(c)(1). Member Prueter so moved, and Member Ettinger seconded the motion. The Board voted unanimously to go into closed session, by a voice vote.

**X. RECONVENE AND ADJOURN**

Upon the Board's return from closed session, Chairman Sered called for a motion to approve the evaluation of Executive Director Victor Blackwell. Member Prueter so moved, and Member O'Brien seconded the motion. The Board voted unanimously to approve the evaluation of Executive Director Victor Blackwell, by a voice vote. Chairman Sered then called for a motion to adjourn the meeting. Member Ettinger so moved, and Member Smith seconded the motion. The Board voted unanimously to adjourn the meeting, by a voice vote.

**ADOPTED AND APPROVED BY THE CHAIRMAN AND MEMBERS OF THE ILLINOIS  
EDUCATIONAL LABOR RELATIONS BOARD THIS 16th DAY OF AUGUST 2012.**